

1 AFFIDAVIT AND DECLARATION OF PROOF OF SERVICE  
2

3 STATE OF CALIFORNIA )  
4 COUNTY OF MARIN ) ss.  
5

6 I, the undersigned, am employed in the county aforesaid; I am over the age of eighteen  
years and not a party to the within action.  
7

8 I am employed by the Law Offices of David Y. Wong, 100 Shoreline Highway, Suite  
9 100B, Mill Valley, California 94941 ("the firm").  
10

11 On March 21, 2008, I served the within document(s) entitled:  
12

13 Defendants William Tull, Daniel Gibby and Gibby Novelties' Motion for Summary  
14 Judgment, Memorandum of Points and Authorities in Support, Declarations of Marc Greenberg  
15 and David Y Wong in support, Affidavit of William Tull, Proposed Order Granting Summary  
16 Judgment.  
17

18 on the interested parties in this action by mailing a true copy thereof, enclosed in a  
19 sealed envelope with postage thereon fully prepaid, and by causing such envelope to be  
20 deposited in the mail for delivery by first class mail, addressed as follows:  
21

22 Stephen Sommers  
23 870 Market Street, Suite 1142  
24 San Francisco, CA 94102  
25 839-8569  
26 956-0878 fx  
27

28 I am readily familiar with the firm's practice of collecting and processing correspondence  
1 for mailing with the United States Postal Service: it is deposited with the United States Postal  
2 Service on that same day in the ordinary course of business. I am aware that on motion of a  
3 party served, service is presumed invalid if the postal cancellation date or postal meter date on  
4 the envelope is more than one day after the date of deposit for mailing contained in this affidavit.  
5

6 I declare under penalty of perjury under the laws of the State of California that the above  
7 is true and correct.  
8

9 Executed on March 21, 2008, at Mill Valley, California.  
10

11 DAVID Y. WONG  
12   
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